

This Page Is Inserted by IFW Operations  
and is not a part of the Official Record

## **BEST AVAILABLE IMAGES**

Defective images within this document are accurate representations of the original documents submitted by the applicant.

Defects in the images may include (but are not limited to):

- BLACK BORDERS
- TEXT CUT OFF AT TOP, BOTTOM OR SIDES
- FADED TEXT
- ILLEGIBLE TEXT
- SKEWED/SLANTED IMAGES
- COLORED PHOTOS
- BLACK OR VERY BLACK AND WHITE DARK PHOTOS
- GRAY SCALE DOCUMENTS

**IMAGES ARE BEST AVAILABLE COPY.**

**As rescanning documents *will not* correct images,  
please do not report the images to the  
Image Problem Mailbox.**

**(DO NOT USE FOR OTHER FIRMS)**

00909

PTO/SB/106 (8-5)

Approved for use through 9/30/98 OMB 0651-00  
Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

**Declaration and Power of Attorney For Patent Application****特許出願宣言書及び委任状****Japanese Language Declaration****日本語宣言書**

下記の氏名の発明者として、私は以下の通り宣言します。

As a below named inventor, I hereby declare that:

私の住所、私書箱、国籍は下記の私の氏名の後に記載された通りです。

My residence, post office address and citizenship are as stated next to my name.

下記の名称の発明に関して請求範囲に記載され、特許出願している発明内容について、私が最初かつ唯一の発明者（下記の氏名が一つの場合）もしくは最初かつ共同発明者であると（下記の名称が複数の場合）信じています。

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled

**FLASH MEMORY DEVICE AND A FABRICATION  
PROCESS THEREOF, METHOD OF FORMING A  
DIELECTRIC FILM**上記発明の明細書（下記の欄でx印がついていない場合は、  
本文に添付）は、

the specification of which is attached hereto unless the following box is checked:

 一月一日に提出され、米国出願番号または特許協定条約  
国際出願番号を\_\_\_\_\_とし。  
(該当する場合)\_\_\_\_\_に訂正されました。 was filed on May 31, 2001  
as United States Application Number or  
PCT International Application Number  
09/867,699 and was amended on  
(if applicable).私は、特許請求範囲を含む上記訂正後の明細書を検討し、  
内容を理解していることをここに表明します。I hereby state that I have reviewed and understand the contents of  
the above identified specification, including the claims, as  
amended by any amendment referred to above.私は、連邦規則法典第37編第1条56項に定義されると  
おり、特許登録の有無について重要な情報を開示する義務が  
あることを認めます。I acknowledge the duty to disclose information which is material to  
patentability as defined in Title 37, Code of Federal Regulations,  
Section 1.56.

## (DO NOT USE FOR OTHER FIRMS)

Approved for use through 9/30/98 OMB 0651-0032  
 Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE  
 Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

Japanese Language Declaration  
 (日本語宣言書)

私は、米国法典第35編119条(a)-(d)項又は365条(b)項に基く下記の、米国以外の国の中少なくとも一国を指定して、る特許協力条約365(a)項に基く国際出願、又は外国での特許出願もしくは発明者証の出願についての外国優先権をここに主張するとともに、優先権を主張している。不出願の前に出願された特許または発明者証の外国出願を以下に、枠内をマークすることで、示しています。

## Prior Foreign Application(s)

外国での先行出願

<u>Pat. Appln. No. 2000-115940</u>	<u>Japan</u>
(Number) (番号)	(Country) (国名)
(Number) (番号)	(Country) (国名)

私は、第35編米国法典119条(e)項に基いて下記の米国特許出願規定に記載された権利をここに主張いたします。

(Application No.)  
(出願番号)(Filing Date)  
(出願日)

私は、下記の米国法典第35編120条に基いて下記の米国特許出願に記載された権利、又は米国を指定している特許協力条約365条(c)に基く権利をここに主張します。また、不出願の各請求範囲の内容が米国法典第35編112条第1項又は特許協力条約で規定された方法で先行する米国特許出願に開示されていない限り、その先行米国出願が提出日以後で本出願の日本国内または特許協力条約国提出日までの期間に入手された、連邦規則法典第37編1条56項で定義された特許資格の有無に関する重要な情報について開示義務があることを認識しています。

PCT/JP01/0196713/March/2001(Application No.)  
(出願番号)(Filing Date)  
(出願日)(Application No.)  
(出願番号)(Filing Date)  
(出願日)

私は、私自身の知識に基いて本宣言書中で私が行なう表明が真実であり、かつ私の入手した情報と私の信じるところに基く表明が全て真実であると信じていること、さらに故意になされた虚偽の表明及びそれと同様の行為は米国法典第18編第1001条に基づき、罰金または拘禁、もしくはその両方により処罰されること、そしてそのような故意による虚偽の声明を行なえば、出願した、又は既に許可された特許の有効性が失われることを認識し、よってここに上記のごく宣言を致します。

I hereby claim foreign priority under Title 35, United States Code, Section 119 (a)-(d) or 365(b) of any foreign application(s) for patent or inventor's certificate, or 365(a) of any PCT International application which designated at least one country other than the United States, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate, or PCT International application having a filing date before that of the application on which priority is claimed.

Priority Not Claimed  
 優先権主張なし

13/March/2000(Day/Month/Year Filed)  
 (出願年月日)(Day/Month/Year Filed)  
 (出願年月日)

I hereby claim the benefit under Title 35, United States Code, Section 119(e) of any United States provisional application(s) listed below.

(Application No.)  
(出願番号)(Filing Date)  
(出願日)

I hereby claim the benefit under Title 35, United States Code, Section 120 of any United States application(s), or 365(c) of any PCT International application designating the United States, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International application in the manner provided by the first paragraph of Title 35, United States Code, Section 112, I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations, Section 1.56 which became available between the filing date of the prior application and the national or PCT International filing date of application.

Pending

(Status: Patented, Pending, Abandoned)  
 (現況: 特許許可済、係属中、放棄済)(Status: Patented, Pending, Abandoned)  
 (現況: 特許許可済、係属中、放棄済)

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

# PILLSBURY WINTHROP FORM

**(DO NOT USE FOR OTHER FIRMS)**

Approved for use through 9/30/98 OMB 0651-0032  
Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

## Japanese Language Declaration (日本語宣言書)

委任状： 私は下記の発明者として、不出願に関する一切の  
手続きを米特許商標局に対して遂行する弁理士または代理人  
として、下記の者を指名いたしました。

POWER OF ATTORNEY: As a named inventor, I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith.

And I hereby appoint Pillsbury Winthrop LLP, Intellectual Property Group, telephone number (202) 861-3000 (to whom all communications are to be directed), and persons of that firm who are associated with USPTO Customer No. 909 (see below label) individually and collectively my attorneys to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith and with the resulting patent, and I hereby authorize them to delete from that Customer No. names of persons no longer with their firm, to add new persons of their Firm to that Customer No., and to act and rely on instructions from and communicate directly with the person/assignee/attorney/firm/ organization who/which first sends/sent this case to them and by whom/which I hereby declare that I have consented after full disclosure to be represented unless/until I instruct the above Firm and/or an attorney of that Firm in writing to the contrary.



00909

唯一または第一発明者名		Full name of sole or first inventor
		Tadahiro OHMI
発明者の名前	日付	Inventor's signature
		<i>Tadahiro Ohmi</i> Date June 28, 2001
住所	Residence Sendai-Shi, Miyagi, Japan	
国籍	Citizenship Japan	
私書箱	Post Office Address 1-17-301, Komegafukuro 2-Chome, Aoba-Ku, Sendai-Shi, Miyagi 980-0813 Japan	
第二共同発明者	Full name of second joint inventor, if any Shigetoshi SUGAWA	
第二共同発明者	日付	Second inventor's signature
		<i>Shigetoshi Sugawa</i> Date June 28, 2001
住所	Residence Sendai-Shi, Miyagi, Japan	
国籍	Citizenship Japan	
私書箱	Post Office Address Graduate School of Electronic Engineering Tohoku University 05, Aza-Aoba Aramaki Aoba-Ku, Sendai-Shi, Miyagi, 980-8579 Japan	

(第三以降の共同発明者についても同様に記載し、署名をすること)

(Supply similar information and signature for third and subsequent joint inventors.)